

excusable neglect hearing

I Jurisdiction and Venue

- 1.) This is a Chapter (11) Bankruptcy case claim in which the creditor Tyler L. Ward begs this great court for his claim to be recognized as being filed timely. This court has the authority under The Federal Rule of Bankruptcy procedure 9006(B)(1.) This creditor is requesting for what constitutes as "Excusable Neglect" to be applied to his claim. This creditors Personal injury proof of claim form (claim # 628946) was filed by the Purdue Pharma claims processing center after the July 30, 2020 Bar date.

II Facts

The global pandemic has slowed and halted my life. Due to the nationwide lockdown my ability to communicate and correspond has become hindered, due to circumstances beyond my control.

At the time this creditor tried to acquire the required claim documents the United States Postal Service was lacking funds and slowed down due to the pandemic. This delay transpired at the same time and several months

prior to, and after the Courts new "Bar Date". This was out of my control.

I am currently incarcerated, and have been since April 3rd, 2019 in Washington State. Well before the Bar date. Due to the pandemic the legal library at the prison was closed so I could not access the legal resources I needed to file my Claim. As soon as I could I sent a request for forms to the Purdue Pharma Claims Center c/o prime Clerk on or about the month of January 2022. And my proof of acceptance is my claim # 628946

I, Tyler L. Ward did attempt to file my Claim forms in the fastest time frame possible, with regards to my current incarceration and constant state of lockdowns. The global pandemic put everything out of my control.

III

The creditor Tyler L. Ward alleges that he attempted to follow the courts requirements and rules as best as he was physically capable of doing. in respect to his current incarceration. This creditor "acted in good faith" (Fed Rules Bankr Proc. Rule 9006 (B.)(1)) U.S.C.A. CIT GUF(Lux) master S.A.R.V. Lehan Bros. Holdings Inc. 445 B.R. 137 (S.D.N.Y. 2011)

The creditor is the movant requesting for the acceptance of this claims extension of the Bar date so this creditors claim may be recognized as timely.

- Excusable Neglect Standard that governs a creditors ability to file a proof of claim after the expiration of the claim Bar date is a flexible one, and excusable neglect may include inadvertence, mistakes, or carelessness, as well as "intervening circumstances" beyond the creditors control. (Fed. R. Bankr. P. 9006 (B.)(1)) in Re Motors liquidation company 576 B.R. 761 (Bankr. S.D.N.Y. 2017)

I have read the foregoing and
hereby verify that the matters
therin are true except as to ~~the~~
matters alleged or information and
belief and as to those I
believe them to be true

I certify under penalty of
perjury that the foregoing is
true and correct
zlh lmf

★ Please Mail response to

Tyler L. Ward
P.O. Box 4743
Spokane, WA 99220

I am transferring to work
release soon and wont receive
mail at the return address
on the envelope.

Thank you.

FILED
U.S. DISTRICT COURT
2022 APR -7 P 1:06
SPokane, WA

Under the excusable neglect standard governing the filing of late proofs of claim.

Congress plainly contemplated that courts would be permitted, when appropriate to accept late filings caused by inadvertence, mistake or carelessness as well as by intervening circumstances beyond a party's control. (Fed. B. Bank. R.P. 9006 (B.)) In Re energy future holdings Corp, 619 B.R. 99 (Bank. R.D. ~~Del 2020~~ Del 2020

IV

Pray for relief
Wherefore creditor respectfully prays that this great Court enter judgment granting the recognition of A.) personal injury claimant proof of claim form Claim # 628946

Dated ~~April~~ April 2nd 2022

Respectfully submitted,

Tyler L. Ward

SSN XXX-XX-~~XXXXXX~~

36 lwl